IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

TUESDAY, THE 11TH DECEMBER 2007 / 20TH AGRAHAYANA 1929

WP(C).No. 36533 of 2007(Y)

AGAINST THE ORDER IN EP 315/07 IN
OPMV.266/1996 of MOTOR ACCIDENT CLAIMS TRIBUNAL, KOLLAM

.....

PETITIONER:

J. SUBHADRA,
ALAPPURATHU HOUSE, ADINADU,
KATTILKADAVU P.O., KARUNAGAPPALLY.

BY ADV. SRI.PRATHEESH.P

RESPONDENTS:

MANAGING DIRECTOR,
KERALA STATE ROAD TRANSPORT CORPORATION,TRIVANDRUM

BY SC SRI JOHNSON P. JOHN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 11/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.

W.P.(C) 36533 of 2007

Dated: December 11, 2007

JUDGMENT

Ext.P2 is an award passed by the MACT, Kollam in O.P.(MV) 266/1996 in which the petitioner herein was one of the claimants. Ext.P2 shows that compensation was awarded by the Tribunal. The complaint of the petitioner is that even today the amount has not been deposited by the respondent.

2. The only justification of the respondent for the delay is its financial constraints. Financial constraints can never be a reason for such unending delay. Now that the award has become final and binding between the parties, I see no justification for the inordinate delay in the matter.

3. Accordingly I dispose of this writ petition directing that the respondent shall deposit the amount awarded by the MACT, Kollam in OP (MV) 266/1996 as expeditiously as possible, at any rate, within two months from the date of receipt of a copy of this judgment.

ANTONY DOMINIC, JUDGE

mt/-

mt/-